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PRE-APPEAL BRIEF REQUEST FOR REVIEW		Docket Number (Optional)	
<p>I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Mail Stop AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)]</p> <p>on <u>May 1, 2006</u></p> <p>Signature <u>Emma L. Meyer</u></p> <p>Typed or printed name <u>Emma L. Meyer</u></p>		Application Number	Filed
		10/017,989	December 6, 2001
		First Named Inventor	
		Raymond W. Bennett	
Art Unit		Examiner	
2643		RAMAKRISHNAIAH, Melur	
<p>Applicant requests review of the final rejection in the above-identified application. No amendments are being filed with this request.</p> <p>This request is being filed with a notice of appeal.</p> <p>The review is requested for the reason(s) stated on the attached sheet(s). Note: No more than five (5) pages may be provided.</p> <p>I am the</p> <p><input type="checkbox"/> applicant/inventor.</p> <p><input type="checkbox"/> assignee of record of the entire interest. See 37 CFR 3.71. Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96)</p> <p><input checked="" type="checkbox"/> attorney or agent of record. Registration number <u>38,342</u></p> <p><input type="checkbox"/> attorney or agent acting under 37 CFR 1.34. Registration number if acting under 37 CFR 1.34 _____</p> <p>NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below*.</p> <p><input type="checkbox"/> *Total of _____ forms are submitted.</p>			

This collection of information is required by 35 U.S.C. 132. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11, 1.14 and 41.6. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Raymond W. Bennett, et al.  
Title: SECURITY SYSTEM WITH CALL MANAGEMENT FUNCTIONALITY  
App. No.: 10/017,989 Filed: December 6, 2001  
Examiner: RAMAKRISHNAIAH, Melur Group Art Unit: 2643  
Customer No.: 60533 Confirmation No.: 1221  
Atty. Dkt. No.: 1033-A00510-C1

Mail Stop AF  
Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450

REMARKS IN SUPPORT OF  
PRE-APPEAL BRIEF REQUEST FOR REVIEW

Dear Examining Panel:

In response to the Office Action mailed March 15, 2006, responding to Applicants' Pre-Appeal Brief Request for Review filed January 18, 2006 ("Prior Request for Review"), Applicants file herewith a second Pre-Appeal Brief Request for Review and respectfully request consideration of the Panel and withdrawal of the rejections in light of the remarks below.

***1. Claims 11 and 12 Are Allowable over the Combination of Humphries, Kilby, Launey and Smith***

Applicants respectfully traverse the rejection of claim 11 under 35 U.S.C. §103(a) over U.S. Patent No. 5,621,662 ("Humphries") in view of U.S. Patent No. 3,793,487 ("Kilby") and U.S. Patent No. 5,086,385 ("Launey"), and claim 12 in further view of U.S. Patent No. 5,166,972

CERTIFICATE OF TRANSMISSION/MAILING	
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail, in an envelope addressed to the Commissioner for Patents on <u>May 1, 2006</u>	
Emma L. Meyer	<i>Emma L. Meyer</i>
Typed or Printed Name	Signature

(“Smith”). For each claim, the Examiner failed to show proper motivation for the asserted combination, and even if the asserted combination were made, it fails to disclose or suggest at least one element of the subject claim. *See* Prior Request for Review at pages 1-2 (claim 11) and pages 2-3 (claim 12).

***2. Claim 21 Is Allowable over the Combination of Meier, Schneider, Kilby and Gifford***

Applicants traverse the rejection of claim 21 under 35 U.S.C. §103(a) over U.S. Patent No. 5,596,633 (“Meier”), U.S. Patent No. 4,856,072 (“Schneider”), Kilby and U.S. Patent No. 6,549,612 (“Gifford”). As previously explained, Meier fails to disclose or suggest a call management controller coupled to said telephone network for individually enabling, disabling or modifying each said telephone service. *See* Prior Request for Review at page 3. Schneider describes a voice interface for a vehicle security system (*See Schneider*, Abstract), Kilby describes a system for screening calls, and Gifford makes a passing reference to a ‘follow me’ service while describing an email-based unified communication system. Schneider, Kilby, Gifford and Meier, alone and in combination, fail to disclose or suggest a call management controller coupled to said telephone network for individually enabling, disabling or modifying each said telephone service. Thus, the rejection of claim 21 is improper and should be withdrawn.

***3. Claim 22 Is Allowable over the 5-Reference Combination of Meier, Smyk, Griffith, Kilby and Gifford***

Applicants traverse the rejection of claim 22 under 35 U.S.C. §103(a) over Meier, U.S. Patent No. 6,161,128 (“Smyk”), U.S. Patent No. 6,356,752 (“Griffith”), Kilby and Gifford. As previously explained, Meier fails to disclose or suggest using a voice processing system having

speaker verification functionality to identify a user to generate a user identity. *See* Prior Request for Review at pages 3-4. Griffith describes using a wireless telephone as a device to facilitate transactions such as grocery shopping. *See Griffith*, Abstract. The wireless telephone of Griffith does not identify a user to generate a user identity; instead, the telephone merely verifies authority to complete a phone call, such as by requiring a PIN. *See Griffith*, Col. 4, line 59 - Col.5, line 8. Smyk describes an internet-based system allowing a subscriber to request online modifications to telephone services. *See Smyk*, Abstract. Smyk does not disclose or suggest using voice processing to generate a user identity. Smyk teaches modifying telephone services in response to a request made by an identified user, and not in response to a user identity. *See Smyk*, Col. 11, lines 21-36. Kilby describes a system for screening calls, and Gifford makes a passing reference to a 'follow me' service while describing an email-based unified communication system.

The cited references, individually and in combination, fail to disclose or suggest utilizing a voice processing system having speaker verification functionality to identify a user so as to generate a user identity, and selectively modifying each of said at least one telephone service in response to said user identity. Thus, the rejection of claim 22 is improper and should be withdrawn.

**4. Claim 18 Is Allowable over the 6-Reference Combination of Meier, Smyk, Griffith, Kilby, Gifford and Dean**

Applicants traverse the rejection of claim 18 under 35 U.S.C. §103(a) over Meier, Smyk, Griffith, Kilby, Gifford and Dean. As previously discussed, the asserted combination of Meier, Smyk, Griffith, Kilby and Gifford fails to disclose or suggest at least one element of claim 22, from which claim 18 depends. Dean fails to overcome the deficiency because Dean also does

not disclose or suggest utilizing a voice recognition system having speaker verification functionality to identify a user so as to generate a user identity. Furthermore, to the extent that Dean describes multiple employee tracking to grant or deny security access (*See Dean*, Col. 4, line 46-67), Dean does not disclose or suggest transferring calls to said user location based upon said user identity. Thus, the asserted combination of Meier, Smyk, Griffith, Kilby, Gifford and Dean fails to disclose at least one element of claim 18. The rejection of claim 18 should be withdrawn.

***5. Claim 19 Is Allowable over the 6-Reference Combination of Meier, Smyk, Griffith, Kilby, Gifford and Borg***

Applicants traverse the rejection of claim 18 under 35 U.S.C. §103(a) over Meier, Smyk, Griffith, Kilby, Gifford and U.S. Patent No. 4,578,540 (“Borg”). As previously discussed, the asserted combination of Meier, Smyk, Griffith, Kilby and Gifford fails to disclose or suggest at least one element of claim 22, from which claim 19 depends. As previously demonstrated (*See Prior Request for Review* at page 4), Borg fails to disclose or suggest utilizing a voice processing system having speaker verification functionality to identify a user so as to generate a user identity, and also fails to disclose or suggest restricting outbound calls based on user identity. Thus, the asserted combination of Meier, Smyk, Griffith, Kilby, Gifford and Borg fails to disclose at least one element of claim 19. The rejection of claim 19 should be withdrawn.

***6. Claim 23 Is Allowable over the 6-Reference Combination of Meier, Smyk, Griffith, Kilby, Gifford and Eisdorfer***

Applicants traverse the rejection of claim 18 under 35 U.S.C. §103(a) over Meier, Smyk, Griffith, Kilby, Gifford and U.S. Patent No. 5,724,411 (“Eisdorfer”). As previously discussed,

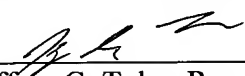
the asserted combination of Meier, Smyk, Griffith, Kilby and Gifford fails to disclose or suggest at least one element of claim 22, from which claim 23 depends. As previously demonstrated (See Prior Request for Review at page 5), Eisdorfer fails to disclose or suggest utilizing a voice processing system having speaker verification functionality to identify a user so as to generate a user identity, and also fails to disclose or suggest associating a phone line to correspond to said user identity or determining user presence based upon said user identity. Thus, the asserted combination of Meier, Smyk, Griffith, Kilby, Gifford and Eisdorfer fails to disclose at least one element of claim 23. The rejection of claim 23 should be withdrawn.

### CONCLUSION

Applicants respectfully submit that the present application is in condition for allowance. Accordingly, withdrawal of each of the rejections and issuance of a Notice of Allowance for all pending claims is requested. The Commissioner is hereby authorized to charge any fees that may be required, or credit any overpayment, to Deposit Account Number 50-2469.

Respectfully submitted,

4-29-2006  
\_\_\_\_\_  
Date

  
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